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6 RESILIENT FLOOR COVERING
7 PENSION TRUST FUND BOARD OF
8 TRUSTEES, et al.,

9 Plaintiffs,

10 v.

11 MICHAEL'S FLOOR COVERING, INC.,

12 Defendant.

13 Case No. 11-cv-05200-JSC

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**ORDER RE: ADMINISTRATIVE
MOTION TO FILE PLAINTIFFS'
OPPOSITION BRIEF UNDER SEAL**

21 Re: Dkt. No. 165

22 Plaintiffs' administrative motion to file their opposition to Defendant's motion for
23 summary judgment under seal is now pending before the Court. (Dkt. No. 165.) Plaintiffs filed
24 the motion to seal because the brief includes references to information that Defendant previously
25 designated as confidential under the parties' stipulated protective order. Under Civil Local Rule
79-5(e), Defendant, as the party who designated the material sought to be sealed as confidential,
had four days to file a declaration in accordance with Rule 79-5(d)(1)(A) establishing that the
material was properly sealable. *See also* Civ. L.R. 79-5(b) (defining sealable information as
"privileged, protectable as a trade secret or otherwise entitled to protection under the law").
Defendant has not filed such a declaration and the time to do so has run. Accordingly, the
administrative motion to seal is DENIED and Plaintiffs shall file their opposition brief on the
public docket as specified in Rule 79-5(e)(2).

26 This Order disposes of Docket No. 165.
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IT IS SO ORDERED.

28 Dated: June 8, 2016


JACQUELINE SCOTT CORLEY
United States Magistrate Judge